

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: SB 476 - A**

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session  
Legislative Fiscal Office

***Only Impacts on Original or Engrossed  
Versions are Considered Official***

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Date: 4/19/13

**Measure Description:**

Requires Director of Department of Environmental Quality (DEQ) to provide written notice to any person who has entered into agreement with DEQ to release party from potential liability to facilitate cleanup and reuse of property related to facility and who is in substantial compliance with agreement at least 30 days prior to entering into agreement with any person to perform any removal or remedial action; requires person receiving notice to have opportunity to participate in negotiations related to agreement concerning facility and provide written comment related to agreement; Requires DEQ Director to provide written notice of proposed agreement to any person who has entered into agreement related to facility at conclusion of negotiation and at least 30 days prior to submittal to circuit court; authorizes person submitting comments to Director to intervene as party in proceeding related to entry of consent judgment; requires circuit court to review proposed agreement if person intervenes in proceedings and prohibits circuit court from entering proposed agreement as consent judgment unless circuit court determines proposed agreement is fair, reasonable and consistent with provisions of removal or remediation action statutes and that any contribution protections are supported by substantial evidence as being in public’s interest; declares emergency, effective upon passage.

**Government Unit(s) Affected:**

Department of Environmental Quality (DEQ), Judicial Department

**Analysis:**

The proposed legislation has been determined to have  
**MINIMAL EXPENDITURE IMPACT**  
on state or local government.

While this individual measure has a “Minimal” fiscal impact, an agency may incur a net fiscal impact greater than minimal depending on the cumulative impact of all measures enacted into law that affect the agency.